

CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

Ordinance No.: O-18-03

Introduced by: City Council

Date Introduced: December 4, 2017

First Reading: December 4, 2017

Second Reading: December 11, 2017

Date Adopted: December 11, 2017

Date Effective: January 10, 2018

AN ORDINANCE concerning

CHAPTER 63– Building Construction

FOR amending Chapter 63 for the Code of the City of Seat Pleasant, entitled “Building Construction,” providing for the amendment of the schedule of fees in the City of Seat Pleasant and providing that the title of this Ordinance shall be deemed a fair summary; and generally relating to the building construction in the City.

BY Amending Chapter 63-Building Constructions
Sections 63-3
Code of the City of Seat Pleasant (1994 Edition, as amended)

WHEREAS, pursuant to § 5-202 of the Local Government Article of the Maryland Annotated Code and § C-501(a) of the Charter of the City of Seat Pleasant, the City Council of the City of Seat Pleasant (the “City Council”) is authorized and empowered to adopt ordinances to assure the good government of the City of Seat Pleasant (the “City”), protect and preserve the City’s rights, property, and privileges, preserve peace and good order, secure persons and property from danger and destruction, and protect the health, comfort, and convenience of the residents of the City; and

WHEREAS, the City Council desires to amend Chapter 63 – Building Construction of the Code of the City of Seat Pleasant for the purposes of clarifying the violations and penalties; and

WHEREAS, the City Council deems it in the interest of the public health, welfare and safety of the citizens of The City of Seat Pleasant, and for the good government of The City of Seat Pleasant, to enact this Ordinance and to take the actions as described herein.

SECTION 1. BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SEAT PLEASANT that Section 63-3 of the Code of the City of Seat Pleasant (1994 Edition, as amended) be and it hereby is amended to read as follows:

§ 63-3. Violations and penalties.

THE FEE FOR A PERMIT TO BUILD, CONSTRUCT OR ERECT ANY BUILDING WITHIN THE CORPORATE LIMITS OF SAID CITY SHALL BE:

- A. RESIDENTIAL DWELLING, FOR PERSONAL USE, ALTER, OR CHANGE ANY STRUCTURAL PART OF RESIDENTIAL DWELLING:
- $\frac{1}{2}$ THE TOTAL OF PRINCE GEORGE'S COUNTY FEES + \$100.00
- B. COMMERCIAL BUILDINGS OR CONSTRUCTION OF A SERIES OF RESIDENTIAL DWELLINGS FOR OTHERS OR CONSTRUCTION OF A RESIDENTIAL DWELLING NOT FOR BUILDER/OWNERS PERSONAL USE.
- THE TOTAL OF PRINCE GEORGE'S COUNTY FEES + \$100.00
- C. IMPERVIOUS MITIGATION FEE: PROJECTS ADDING OVER 150 SQUARE FEET OF IMPERVIOUS SURFACE ARE CHARGED \$0.50/SQUARE FEET IMPERVIOUS SURFACE ADDED.
- D. STRUCTURAL ENGINEER FEE: IF THE CITY DETERMINES THAT A CERTIFIED STRUCTURAL ENGINEER INSPECTION IS REQUIRED, ADDITIONAL FEES WILL BE ASSESSED IN THE AMOUNT OF \$75.00 PER HOUR.

SECTION 2. AND BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that the Recitals to this Ordinance are incorporated herein and deemed a substantive part of this Ordinance.

SECTION 3. AND BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that all other ordinances or parts of ordinances or provisions of the Code of the City of Seat Pleasant (1994 Edition, as amended) in conflict with the provisions of this Ordinance or the property maintenance code adopted by this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. AND BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that the title of this Ordinance, or a condensed version thereof, shall be deemed to be, and is, a fair summary of this Ordinance for publication and all other purposes.

SECTION 5. AND BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that, if any section, subsection, sentence, clause, phrase or

portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the City Council that this Ordinance shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase or portion hereof.

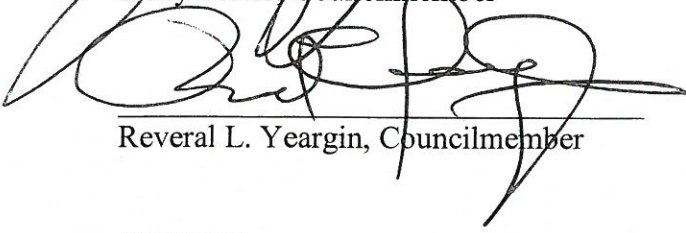
SECTION 6. AND BE IT FURTHER ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that the City Clerk shall certify to the adoption of this ordinance, and cause the same or, to the extent permitted by the Charter, a fair summary of the same, to be published as required by law, and that this Ordinance shall become effective at the expiration of twenty (20) days following approval by the Mayor or passage by the City Council over the Mayor's veto.

THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT


Charl Jones, Councilmember

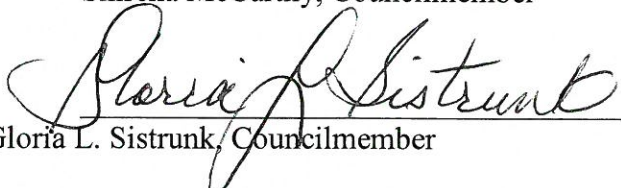

Lamar Maxwell, Councilmember


Kelly Porter, Councilmember


Reveral L. Yeargin, Councilmember


Hope Love, Councilmember


Shireka McCarthy, Councilmember


Gloria L. Sistrunk, Councilmember

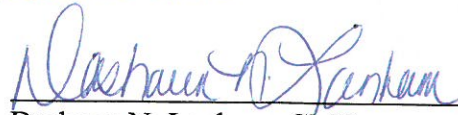
ATTEST:


Dashaun N. Lanham, CMC
City Clerk

APPROVED:

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This Ordinance was presented to the Mayor for his approval or disapproval pursuant to Section C-313 of the Charter for Seat Pleasant this December 12, 2017.


Dashaun N. Lanham, CMC
City Clerk

In accordance with Section C-313 of the Charter for Seat Pleasant, I hereby **(APPROVE)** **(DISAPPROVE)** of this Ordinance this _____, 2017.

Eugene W. Grant, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.